

# Montana State Legislature

## **2013 Session**

**Additional Documents include:**

- \*Business Report**
- \*Roll Call attendance**
- \*Standing Committee Reports,**
- \*Table Bills, Fiscal reports etc.**
- \*Roll Call Votes**
- \*Witness Statements**
- \*Informational items**
- \*Visitor Registrations**
- \*Any other Documents;**
  - ~Petitions if any?**
  - ~Any and all material handed in after the meeting end.**

**The original is on file at the  
Montana Historical Society and  
may be viewed there.**

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## **BUSINESS REPORT**

### **MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION**

#### **HOUSE NATURAL RESOURCES COMMITTEE**

**Date:** Wednesday, April 3, 2013

**Place:** Capitol

**Time:** 3:00 PM

**Room:** 172

#### **BILLS and RESOLUTIONS HEARD:**

SB 237 - Require land board approval of land purchases - Sen. John Brenden

SB 336 - Clarify the definition of spring in water law - Sen. Bradley Hamlett

SB 347 - Revise water degradation laws - Sen. Chas Vincent

#### **EXECUTIVE ACTION TAKEN:**

SB 88

SB 278

SJ 15

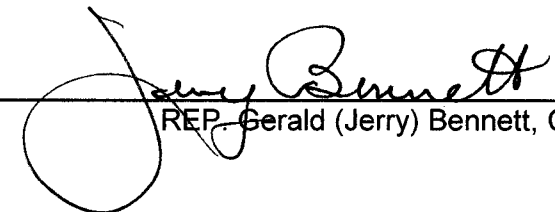
SJ 17

SB 336

SB 237

SB 347

#### **Comments:**



REP. Gerald (Jerry) Bennett, Chair

**HOUSE OF REPRESENTATIVES**  
**Roll Call**  
**NATURAL RESOURCES COMMITTEE**

DATE: 4-3-2013

<u>NAME</u>	PRESENT	ABSENT/EXCUSED
REP. PAT CONNELL, VICE CHAIR	✓	
REP. VIRGINIA COURT, VICE CHAIR	✓	
REP. ALAN DOANE	✓	
REP. JENNY ECK	✓	
REP. STEVE FITZPATRICK	✓	
REP. WYLIE GALT	✓	
REP. BRIAN HOVEN	✓	
REP. ED LIESER	✓	
REP. RYAN LYNCH		E
REP. MIKE MILLER	✓	
REP. JP POMNICHOWSKI	✓	
REP. RAY SHAW	✓	
REP. WENDY WARBURTON	✓	
REP. KERRY WHITE	✓	
REP. KATHLEEN WILLIAMS	✓	
REP. JERRY BENNETT, CHAIR		E



✓ Proof

## HOUSE STANDING COMMITTEE REPORT

April 3, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Natural Resources** recommend that **Senate Bill 336** (third reading copy -- blue) **be concurred in as amended.**

Signed: *Gerald Bennett*  
*Representative Gerald (Jerry) Bennett, Chair*

To be carried by Representative Steve Fitzpatrick

**And, that such amendments read:**

1. Page 4, line 11.

**Following:** line 10

**Insert:** "COORDINATION SECTION. Section 2. Coordination

**instruction.** If both Senate Bill No. 19 and [this act] are passed and approved and both contain a section amending 85-2-102, then the definition of "developed spring" in Senate Bill No. 19 must read as follows:

"(12) "Developed spring" means any point where ground water emerges naturally, that has subsequently been physically altered, and from which ground water flows under natural pressures or is artificially withdrawn.""

- END -

**Committee Vote:**

**Yes 16, No 0**

Fiscal Note Required ☐

SB0336001SC12595.hjk





## HOUSE STANDING COMMITTEE REPORT

April 3, 2013

Page 1 of 2

Mr. Speaker:

We, your committee on **Natural Resources** recommend that **Senate Bill 347** (third reading copy -- blue) be concurred in as amended.

Signed:   
Representative Gerald (Jerry) Bennett, Chair

To be carried by Representative Kerry White

**And, that such amendments read:**

1. Title, page 1, line 5.

**Strike:** "OR A MODIFICATION OF STREAM FLOW"

2. Page 2, line 7.

**Following:** "i"

**Insert:** "or"

3. Page 2, line 8.

**Following:** "waters"

**Insert:** "and the resulting decrease in flow or volume if the withdrawal or diversion:  
(i) is"

4. Page 2, line 9.

**Following:** "or"

**Insert:** "

(ii) would not, in the department's determination, have a reasonable possibility to cause a significant adverse impact on a fish population."

5. Page 2, line 10.

**Strike:** subsection (c) in its entirety

6. Page 7, line 18.

**Committee Vote:**

**Yes 10, No 6**

Fiscal Note Required ☐

SB0347001SC15255.hjk

**Following:** "i"

**Insert:** "or"

7. Page 7, line 19.

**Following:** "waters"

**Insert:** "and the resulting decrease in flow or volume if the  
withdrawal or diversion:  
(i) is"

8. Page 7, line 20.

**Following:** "or"

**Insert:** "

(ii) would not, in the department's determination, have a  
reasonable possibility to cause a significant adverse impact on a  
fish population."

9. Page 7, line 21.

**Strike:** subsection (c) in its entirety

- END -

## BILL TABLED NOTICE

### HOUSE NATURAL RESOURCES COMMITTEE

The HOUSE NATURAL RESOURCES COMMITTEE TABLED

**SB 237 - Require land board approval of land purchases - Sen. John Brenden**

**SJ 17 - Resolution to encourage voluntary streamside best management practices - Sen. Verdell Jackson**

by motion, on **Wednesday, April 3, 2013** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).

*R Shaw*

(For the Committee)

*A*

(For the Chief Clerk of the House)

*Room 451*

*7pm*

(Time)

*4/3*

(Date)

April 3, 2013 (7:31pm)

Rebecca Shaw, Secretary

Phone: 4877

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**NATURAL RESOURCES COMMITTEE**

DATE: 4-3-13 BILL NO 515 MOTION NO. \_\_\_\_\_  
 MOTION: \_\_\_\_\_

Do Concur

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. PAT CONNELL, VICE CHAIR	✓		
REP. VIRGINIA COURT, VICE CHAIR		✓	
REP. ALAN DOANE	✓		
REP. JENNY ECK		✓	
REP. STEVE FITZPATRICK	✓		
REP. WYLIE GALT	✓		
REP. BRIAN HOVEN		✓	
REP. ED LIESER		✓	
REP. RYAN LYNCH		✓	
REP. MIKE MILLER	✓		
REP. JP POMNICHOWSKI		✓	
REP. RAY SHAW	✓		
REP. WENDY WARBURTON	✓		
REP. KERRY WHITE	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. JERRY BENNETT, CHAIR	✓		x

9-7

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**NATURAL RESOURCES COMMITTEE**

DATE: 4-3-13 BILL NO. SB347 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

White to carry

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. PAT CONNELL, VICE CHAIR	✓		
REP. VIRGINIA COURT, VICE CHAIR		✓	
REP. ALAN DOANE	✓		
REP. JENNY ECK		✓	X
REP. STEVE FITZPATRICK	✓		
REP. WYLIE GALT	✓		
REP. BRIAN HOVEN	✓		
REP. ED LIESER		✓	
REP. RYAN LYNCH		✓	
REP. MIKE MILLER	✓		
REP. JP POMNICHOWSKI		✓	
REP. RAY SHAW	✓		
REP. WENDY WARBURTON	✓		
REP. KERRY WHITE	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. JERRY BENNETT, CHAIR	✓		

10

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**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**NATURAL RESOURCES COMMITTEE**

DATE: 4-3-13 BILL NO SJ 17 MOTION NO. \_\_\_\_\_

MOTION: Do Concur Fails

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. PAT CONNELL, VICE CHAIR	✓		
REP. VIRGINIA COURT, VICE CHAIR		✓	
REP. ALAN DOANE		✓	
REP. JENNY ECK		✓	X
REP. STEVE FITZPATRICK	✓		
REP. WYLIE GALT	✓		
REP. BRIAN HOVEN		✓	
REP. ED LIESER		✓	
REP. RYAN LYNCH		✓	
REP. MIKE MILLER	✓		
REP. JP POMNICHOWSKI		✓	
REP. RAY SHAW	✓		
REP. WENDY WARBURTON	✓		
REP. KERRY WHITE	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. JERRY BENNETT, CHAIR	✓		

8      8

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**NATURAL RESOURCES COMMITTEE**

DATE: 4-3-13 BILL NO. SB 231 MOTION NO. \_\_\_\_\_

MOTION: Failed

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. PAT CONNELL, VICE CHAIR	✓		
REP. VIRGINIA COURT, VICE CHAIR		✓	
REP. ALAN DOANE	✓		
REP. JENNY ECK		✓	X
REP. STEVE FITZPATRICK		✓	
REP. WYLIE GALT	✓		
REP. BRIAN HOVEN		✓	
REP. ED LIESER		✓	
REP. RYAN LYNCH		✓	
REP. MIKE MILLER		✓	
REP. JP POMNICHOWSKI		✓	
REP. RAY SHAW	✓		
REP. WENDY WARBURTON	✓		
REP. KERRY WHITE	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. JERRY BENNETT, CHAIR	✓		

7 89



**AUTHORIZED  
COMMITTEE PROXY**

I request to be excused from the House Natural Resources

Committee because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT                      AYE      NO

SB 88	X	

BILL/AMENDMENT                      AYE      NO


Rep. 

(Signature)

Date

4/3/13



**AUTHORIZED  
COMMITTEE PROXY**

I request to be excused from the H. Natural Res

Committee because of other commitments. I desire to leave my proxy vote with:

Steve Fitzpatrick

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
SB 88	X				
SB 278	X				
SD 15	X				
SD 17	X				

Rep. Jerry Bennett  
(Signature)

Date 4/3/13



H. M. L. 185

Heaven's grace



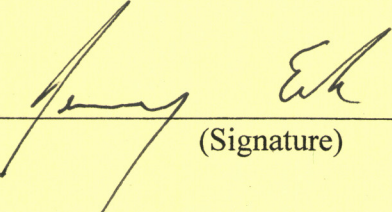
**AUTHORIZED  
COMMITTEE PROXY**

I request to be excused from the House Natural Resources

Committee because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
SJ17		X			
SB 336 (amendment)	X				
SB 336	X				
SB 237		X			
SB 347 (amendment)	X				
SB 347		X			

Rep.   
(Signature)

Date 4/3/13



## MONTANA House of Representatives

**HOUSE NATURAL RESOURCES COMMITTEE**

## SB 347 - Revise water degradation laws

Sponsor: **Sen. Chas Vincent**

**PLEASE PRINT**

[illegible]

**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**

**MONTANA House of Representatives**  
**Visitors Register**  
**HOUSE NATURAL RESOURCES COMMITTEE**

**Wednesday, April 3, 2013**

**SB 237 - Require land board approval of land purchases**

**Sponsor: Sen. John Brenden**

**PLEASE PRINT**

Name	Representing	Support	Oppose	Info
STAN FRASIER	Helena Hunters		<del>X</del>	
John Farley	Ravalli County Fish & Wildlife Assn		X	
Jerry Davis	Montana Bowhunters Assoc		X	
Robert Sanders	Ducks Unlimited, Inc.		X	
GARY BURNETT	BLACKFOOT CHALLENGE		X	
Becky Dackter	MT FWP		X	
Denny Iverson	self-landowner		X	
Vito Quatras	Montana Sportsmen Alliance		X	
Robert Wood	Ravalli County F&W Assn MSA		X	
Bob Gilbert	Citizens for Balanced Use	<del>X</del>		
Arel Overstreet	MSA/Grow	X		
Nicole Rolf	MT Farm Bureau	X		
Janet Ellis	MT Audubon		X	
JEFF TIBBERG	MAED	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

# MONTANA House of Representatives Visitors Register

**Wednesday, April 3, 2013**

## SB 336 - Clarify the definition of spring in water law

Sponsor: **Sen. Bradley Hamlett**

**PLEASE PRINT**

[illegible]

**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**